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**Massachusetts Board of State Examiners of Plumbers and Gas  
Fitters, January 9<sup>th</sup>, 2019 BOARD MEETING MINUTES**

MEMBERS	APPOINTMENT	PRESENT	ABSENT
Mr. Wayne Thomas	Member Journeyman Gasfitter	X	
Mr. Joseph McNamee	Member, Master Gas Fitter	X	
Mr. Bahig A. Kaldas, P. E.	Member, Plumbing Engineer	X	
Ms. Sarah Badway	Public Member	X	
Mr. Joseph V. Waskiewicz	Member, Master Plumber	X	
Ms. Ruth Alfasso	Member, Dept. of Public Health	X	
Mr. John Cruz	Member, LP Installer	X	
Mr. Harold Knight	Member, Journeyman Plumber	X	
Mr. Dan Kilburn	Member, DPL Designee	X	

**9:02 a.m. CALL TO ORDER** : By Chairman Joseph McNamee

**9:02 a.m. AGENDA REVIEW** : By Chairman Joseph McNamee

**9:04 A.M.: APPROVAL OF PREVIOUS MEETING MINUTES:**

- The December 5<sup>th</sup>, 2018 Board Meeting Minutes

*A motion was made to accept the December 5<sup>th</sup>, 2018 Board Meeting Minutes by: Ms. Ruth Alfasso and seconded by: Mr. Harold Knight*

*Results: Unanimous*

- The December 5<sup>th</sup>, 2018 Executive Session Minutes

*A motion was made to accept the December 5<sup>th</sup>, 2018 Executive Session Meeting Minutes by: Ms. Ruth Alfasso and seconded by: Mr. Harold Knight*

*Results: Unanimous*

**DISCUSSION**



**Massachusetts Board of State Examiners of Plumbers and Gas Fitters, January 9<sup>th</sup>, 2019 BOARD MEETING MINUTES**

**D1 – Review MKII Series Explosion-Proof Gas Catalytic Heaters**

Cata-Dyne are seeking product acceptance for their line of explosion-proof gas catalytic heaters.

*Meeting notes: Representatives for the Cata-Dyne Explosion-Proof Gas Catalytic Heaters presented design and safety and application of the vent free gas utilization devices to the Board for product acceptance and listing. They answered questions and explained how the unit is preheated to a set temperature by an electric element before the gas valve can open.*

*A motion was made to accept and list MKII Series Explosion-Proof Gas Catalytic Heaters by: Mr. Wayne Thomas and seconded by: Mr. Dan Kilburn*

*Results: Unanimous*

**D2 – Off Campus Plumbing Board Meetings**

Discussion - Southeastern Regional Vocational High School in Easton is asking to host the Plumbing Board meeting on April 3, 2019.

*A motion was made to reach out to the school and make the arrangement for the April 3<sup>rd</sup>, 2019 meeting by: Mr. Dan Kilburn and seconded by: Mr. Joseph V. Waskiewicz*

*Results: Unanimous*

**VARIANCE REQUESTS**

**PV- 101 – Donna L. Caisse – 683 Penn Street – Fall River**

Donna L. Caisse is seeking relief from 248 CMR 3.04 product acceptance. She would like the Board to grant acceptance of a 57 inch slipper tub made by Barclay, model number CTSN57. Barclay has a 61 inch slipper tub, model number CTSN61 listed as product accepted. The Fall River Board of Health has been properly notified.

*Meeting notes: install a non-skid surface and a product accepted shower valve.*

*A motion was made to approve by: Mr. Joseph V. Waskiewicz and seconded by: Ms. Ruth Alfasso*

*Results: Unanimous*

**PV- 106 – Paul Lessard Plumbing and Heating – 109 Cross Street - Andover**

This is a Post-Installation Variance. Paul Lessard is seeking relief from 248 CMR 3.04 Product acceptance. The homeowner purchased a non-product accepted shower base for their bathroom remodel. The Andover Board of Health has been properly notified.

*A motion was made to approve by: Mr. Harold Knight and seconded by: Mr. Wayne Thomas*

*Results: Unanimous*

**PV- 116 – University of Massachusetts – 41 Campus Center Way – Amherst**

Robert Simmons, AIA of Shepley Bulfinch is seeking a variance from 248 CMR 10.10 (18) (i) 1. To allow occupants to utilize gender-neutral restrooms. Each toilet room core will include single user toilet rooms with full height partitions. The toilets will be available for all to use but will still allow the students of each gender to use the facilities separately. The applicant has stated in their documentation submittals that the proposed fixtures will provide adequate facilities to the users. The lavatories will be open and shared amongst occupants. Since this is a State Facility Board of Health notification is not required.

*A motion was made to approve by: Mr. Wayne Thomas and seconded by: Mr. Harold Knight*

*Results: Unanimous*

**Massachusetts Board of State Examiners of Plumbers and Gas  
Fitters, January 9<sup>th</sup>, 2019 BOARD MEETING MINUTES**

**PV-118 – Scott Aronson - 1017 Turnpike Street – Canton**

Scott Aronson is seeking a variance from 248 CMR 10.15 (10) (a) 1. Install sewage ejector where gravity drainage is possible. According to the applicant the nearest drain is 85 feet away. To install the drain would disrupt 4 tenants for approximately 7 days of construction. The construction may possibly disrupt the handicapped access during construction. The Canton Board of Health has been properly notified.

*A motion was made to approve by: Mr. Wayne Thomas and seconded by: Mr. Harold Knight*

*Results: Unanimous*

**PV-119 – Robert Fei - 75 Crowninshield Road – Brookline**

There are 2 Post Installation variances submitted by the same licensee. PV-119 is for an unlisted Signature Hardware Raina single basin, copper farmers kitchen sink. The Brookline Board of Health has been notified.

*A motion was made to approve by: Mr. Wayne Thomas and seconded by: Mr. Harold Knight*

*Results: Unanimous*

**PV-120 – Robert Fei - 75 Crowninshield Road – Brookline**

PV-120 is for an unlisted Signature Hardware Small, extra deep, round, copper lavatory sink. The Brookline Board of Health has been notified.

*A motion was made to approve by: Mr. Wayne Thomas and seconded by: Mr. Harold Knight*

*Results: Unanimous*

**PV-121 Berkshire Education and Corrections Greenhouse – 467 Cheshire Road – Pittsfield**

Applicant Anthony Bernier is petitioning the Plumbing Board for a variance from 248 CMR 10.02 (6) (b) Principle No. 6 required plumbing fixtures. This is a correctional facility that houses only male inmates. This is State owned property therefore the Board of Health notification is not required.

*A motion was made to approve by: Mr. Joseph V. Waskiewicz and seconded by: Mr. John Cruz*

*Results: Passed by majority: 7 - 2*

**PV-122 - Goldenseal Apothecary – 70 Main Street - N. Andover**

Applicant Mark Yanowitz is seeking relief from 248 CMR 10.10 (18) Single user ADA Compliant gender neutral restrooms. The establishment is a pharmacy with a soda bar, the entire space comprises of 2618 square feet and the soda bar can seat a maximum of 8 patrons. Mr. Yanowitz is asking to be allowed to install 2 bathrooms one ADA Compliant gender neutral for staff and one ADA Compliant gender neutral for patrons. The North Andover Board of Health has been properly notified.

*A motion was made to approve by: Mr. Dan Kilburn and seconded by: Mr. Joseph V. Waskiewicz*

*Results: Unanimous*

**Massachusetts Board of State Examiners of Plumbers and Gas  
Fitters, January 9<sup>th</sup>, 2019 BOARD MEETING MINUTES**

**PV-124 – U-Mass Lowell Inn & Conference Center – 50 Warren Street - Lowell**  
Applicant Richard W. Wood Director of Life Safety & Emergency Prep for University of Massachusetts is requesting an emergency variance for the temporary elimination of a grease interceptor until late August 2019. This will allow the university to conduct a comprehensive evaluation and complete repair of the grease and sanitary waste lines serving the 16,000 square foot Inn and Conference Center.

*Meeting notes: This variance is temporary and is set to expire on September 1<sup>st</sup>, 2019*

*A motion was made to approve until September 1<sup>st</sup>, 2019 by: Mr. Dan Kilburn and seconded by: Mr. Wayne Thomas*

*Results: Unanimous*

**PV-125 Lowell Justice Center/ Office of Court Management – 370 Jackson Street – Lowell**  
Applicant James Nadeau of Arup USA Inc. is seeking a variance from 248 CMR 10.07 (3). They are requesting the limited use of dissimilar plumbing materials at the six (6) flip sells in building “A” stacked on levels 02 – 07. Rooms D2047, D3032, S4035, D5034, D6033, and D7033 are affected by this variance request.

*A motion was made to approve by: Mr. Wayne Thomas and seconded by: Mr. John Cruz*

*Results: Unanimous*

**Vocational School Projects**

**V1) Montachusett Regional - Lunenburg Town Hall - 17 Main Street – Lunenburg**  
Kevin Martin of Montachusett Regional Vocational Technical School has submitted an application for commercial Project (Lunenburg Town Hall) The project will include the renovation of the second floor gender neutral toilet room making it ADA compliant. As this is a commercial project a representative from the school (instructors are preferred, but not required) shall appear before the Board.

*A motion was made to approve by: Mr. Wayne Thomas and seconded by: Mr. Joseph V. Waskiewicz*

*Results: Unanimous*

**V2) Franklin County Technical School - Shea Theatre Arts LLC – 71 Avenue A – Turner Falls**

Franklin County Technical School has submitted an application for commercial Project (Shea Theatre) The project will include installation of drain and vent for a dressing room toilet facility. As this is a commercial project a representative from the school (instructors are preferred, but not required) shall appear before the Board.

*A motion was made to Table by: Mr. Wayne Thomas and seconded by: Mr. Harold Knight*

*Results: Unanimous*

**Massachusetts Board of State Examiners of Plumbers and Gas Fitters, January 9<sup>th</sup>, 2019 BOARD MEETING MINUTES**

**FYI – Board Delegated Staff Approvals – Board Vote Not Required**

**Residential Vocational School Projects**

**V3) Habitat for Humanity - 24 Montvale Road - Gardner**

This is a residential project consisting of removal of a bathtub and installation of a shower. This project was approved in office.

**V4) Habitat for Humanity – 5 Laurine Road - Danvers**

This is a residential project consisting of rough and finish plumbing of a single family dwelling containing 2 full baths, 1 laundry 1 kitchen and water piping. Gas consists of gas piping to a boiler and a dryer.

**Board Delegated Staff Approvals – Board Vote Not Required**

**Shower Conversions using existing 1-1/2” tub drain**

**DA-PV-113- Murielle M Berke - 250 Hammond Pond Parkway 503 North – Newton**

Petitioner **Murielle M Berke** has requested a variance from 248 CMR 10.10 (7) (b) Shower Waste Outlet: Waste outlets serving shower stalls and compartments shall be no less than two inches in diameter. There is a letter from his Health Care Provider accompanying this variance application. The Newton Board of Health has been notified. The variance was conditionally approved.

**DA-PV – 114 – Sandy Ropper – 99 Florence Street – Newton**

Petitioner **Sandy Ropper** has requested a variance from 248 CMR 10.10 (7) (b) Shower Waste Outlet: Waste outlets serving shower stalls and compartments shall be no less than two inches in diameter. There is a letter from his Health Care Provider accompanying this variance application. The Newton Board of Health has been notified. The variance was conditionally approved.

**DA-PV-115 – Chestnut Hill Towers – 250 Hammond Pond Parkway #1606– Newton**

Petitioner **Suzana R. Fuchs** has requested a variance from 248 CMR 10.10 (7) (b) Shower Waste Outlet: Waste outlets serving shower stalls and compartments shall be no less than two inches in diameter. There is a letter from his Health Care Provider accompanying this variance application. The Newton Board of Health has been notified. The variance was conditionally approved.

**DAPV-117 - Pimpinella, Giuseppe -134 Strawberry Meadow - East Falmouth**

Petitioner **Pimpinella, Giuseppe** has requested a variance from 248 CMR 10.10 (7) (b) Shower Waste Outlet: Waste outlets serving shower stalls and compartments shall be no less than two inches in diameter. There is a letter from his Health Care Provider accompanying this variance application. The Falmouth Board of Health has been notified. The variance was conditionally approved.

**DAPV-123 - Denis Cleary - 16 Church Street - Framingham**

Petitioner **Denis Cleary** has requested a variance from 248 CMR 10.10 (7) (b) Shower Waste Outlet: Waste outlets serving shower stalls and compartments shall be no less than two inches in diameter. There is a letter from his Health Care Provider accompanying this variance application. The Framingham Board of Health has been notified. The variance was conditionally approved.

**Massachusetts Board of State Examiners of Plumbers and Gas Fitters, January 9<sup>th</sup>, 2019 BOARD MEETING MINUTES**

**Board Delegated Staff Approvals – Board Vote Not Required**

**Full operation of unlisted gas equipment**

**DAGV – 68 FY-19–Proprietors of the Mount Auburn Cemetery – 580 Mount Auburn Street–Cambridge**

Proprietors of the Mount Auburn Cemetery have been granted full operation of two unlisted gas fired human cremators with thermal oxidizers, subject of the Local Plumbing and Gas Inspector.

**DAGV – 69 FY – 19 – Fuel America – 100 Front Street – Worcester**

Fuel America have been granted full operation of the Catalytic Oxidizers serving a coffee roaster, at the above referenced location, subject to the approval of the Local Plumbing and Gas Inspector.

**VARIANCES RETURNED / WITHDRAWN**

**~~Withdrawn by Applicant – PV-112 – Weston Community Housing – 22 Village Road – Weston~~**

~~Petitioner **Lynne Friedman** has requested a blanket variance from 248 CMR 10.10 (7) (b) Shower Waste Outlet: Waste outlets serving shower stalls and compartments shall be no less than two inches in diameter. Existing tubs are being replaced by shower stalls. The existing building is occupied by the elderly (Age 60+) The Weston Board of Health has been notified.~~

**PV-XX- (1 & 2) 136 Haven Street LLC – 136 Haven Street - Reading**

136 Haven Street LLC submitted 2 variance requests for its multifamily residential new construction projects. As a convenience to the condo owners the developer is proposing the installation of gender neutral ADA compliant toilet room in the ground floor common lounge room, and on the common roof deck. Since this is a residential building, 248 CMR does not require bathrooms for these areas. The variance applications along with the fees were returned to the applicant. The Reading Plumbing Inspector was notified.

**PV-XX – Sanctuary Medicinals Inc. – 234 Taylor Street - Littleton**

Variance was withdrawn by applicant.

**PV-212- David S Carlson – 9 Canterbury Street – Worcester**

The variance request was for an alternate method of gas oil separator for a 2 bay garage. 248 CMR 10.09 (1) (b) 3.iv. (b) provides a code accepted alternate method. The variance request was dismissed.

**PV-XX – Littlefield Wealth Services – 40 Union Street – Manchester**

Variance application and check was returned Because it was submitted on a Post-Installation Variance Form by the owner of the property, not the Licensed Plumber.

**10:05 a.m. CALL FOR BREAK:** By Chairman Joseph McNamee

**10:21 a.m. CALL BACK TO ORDER :** By Chairman Joseph McNamee

**Massachusetts Board of State Examiners of Plumbers and Gas  
Fitters, January 9<sup>th</sup>, 2019 BOARD MEETING MINUTES**

10:22 a.m. A motion was made to enter into Executive Session by: *Mr. Harold Knight and seconded by: Mr. Joseph V. Waskiewicz*  
*Results: Unanimous*

**EXECUTIVE SESSION**

**CHARACTER REVIEW(S)**

CR1) S, C    CR2) Q, B    CR3) J, B    CR4) W, T    CR5) M, Z  
CR6) P, A    CR7) B, J    CR8) B, J    CR9) C, M    CR10) W, K

11:22 a.m. A motion was made to exit Executive session by: *Mr. Wayne Thomas and seconded by: Mr. Harold Knight*  
*Results: Unanimous*

**FOR YOUR INFORMATION**

PHCC of MA Trade Show – Code Seminar – Saturday, March 2, 2019 @ 8:00am – Royal Plaza Trade Center, Marlborough

Bay Colony Master Plumbers Association Annual Code Seminar – Wednesday, March 27, 2019 @ 6:00pm – Holiday Inn, Rockland

**BOARD WILL CONSIDER ANY MATTERS NOT REASONABLY ANTICIPATED BY THE CHAIR:**

11:23 a.m. A motion to enter into *QUASI JUDICIAL CLOSED SESSION* by: *Mr. Wayne Thomas and seconded by: Mr. Harold Knight*  
*Results: Unanimous*

11:47 a.m. A motion to exit out of *QUASI JUDICIAL CLOSED SESSION* by: *Mr. Wayne Thomas and seconded by: Mr. Dan Kilburn*  
*Results: Unanimous*

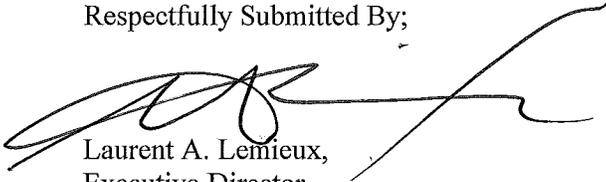
11:48 a.m. A motion was made to adjourn by: *Mr. Wayne Thomas and seconded by: Mr. Dan Kilburn*  
*Results: Unanimous*

**Massachusetts Board of State Examiners of Plumbers and Gas  
Fitters, January 9<sup>th</sup>, 2019 BOARD MEETING MINUTES**

**Note:**

Reasonable accommodations or modifications will be provided to enable individuals with disabilities to participate in this Plumbing Board meeting. **All requests should be submitted to Cheryl Yebba at (617)-727-4992 no later than one (1) week prior to the scheduled Board Meeting.** While the Board of Examiners of Plumbers & Gas Fitters will attempt to honor all requests, those requests received after that date may not be provided due to feasibility.

Respectfully Submitted By;



Laurent A. Lemieux,  
Executive Director  
Board of State Examiners of Plumbers and Gasfitters

Respectfully Authorized by;

Chairman  
Board of State Examiners of Plumbers and Gasfitters